

<p>Attorney or Party Name, Address, Telephone &amp; FAX Nos., State Bar No. &amp; Email Address</p> <p>DARLENE C. VIGIL CA NO. 223442 BARRETT DAFFIN FRAPPIER TREDER &amp; WEISS, LLP 3990 E. CONCOURS STREET, SUITE 350 ONTARIO, CA 91764 Phone: (626) 371-7000, Fax: (972) 661-7726 E-mail: CDCAECF@BDFGROUP.COM FILE NO. 9746199</p> <p><input type="checkbox"/> Individual <i>appearing without an attorney</i> <input checked="" type="checkbox"/> Attorney for: Wilmington Trust, National Association</p>	<p>FOR COURT USE ONLY</p>
<p style="text-align: center;"><b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA – RIVERSIDE DIVISION</b></p>	
<p>In re:</p> <p>YVONNE GIOVANNA STEWART</p> <p style="text-align: right;">Debtor(s)</p>	<p>CASE NO.: 6:23-bk-10528-SY CHAPTER: 13</p> <p><b>NOTICE OF LODGMENT OF ORDER IN BANKRUPTCY CASE RE: <u>MOTION IN INDIVIDUAL CASE FOR ORDER IMPOSING A STAY OR CONTINUING THE AUTOMATIC STAY</u></b></p>

PLEASE TAKE NOTE that the order titled ORDER DENYING MOTION FOR ORDER IMPOSING A STAY OR CONTINUING THE AUTOMATIC STAY was lodged on (date) 3/02/2023 and is attached. This order relates to the motion which is docket number 16.

**EXHIBIT A**

Attorney or Party Name, Address, Telephone & FAX Numbers, State Bar Number & Email Address  DARLENE C. VIGIL CA NO. 223442 BARRETT DAFFIN FRAPPIER TREDER & WEISS, LLP 3990 E. CONCOURS STREET, SUITE 350 ONTARIO, CA 91764 Phone: (626) 371-7000, Fax: (972) 661-7726 E-mail: CDCAECF@BDFGROUP.COM FILE NO. 9746199  <input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for Wilmington Trust, National Association	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA – RIVERSIDE DIVISION</b>	
In re:  YVONNE GIOVANNA STEWART         Debtor(s).	CASE NUMBER: 6:23-bk-10528-SY CHAPTER: 13  <b>ORDER <input type="checkbox"/> GRANTING <input checked="" type="checkbox"/> DENYING MOTION FOR ORDER IMPOSING A STAY OR CONTINUING THE AUTOMATIC STAY</b>  <input type="checkbox"/> No hearing held <input checked="" type="checkbox"/> Hearing held  DATE: February 28, 2023 TIME: 1:30 p.m. COURTROOM: 302 ADDRESS: 3420 Twelfth Street, Riverside, CA 92501
<b>Movant (name):</b> YVONNE GIOVANNA STEWART	

1. The Motion was: ☒ Opposed ☐ Unopposed ☐ Settled by stipulation

2. The Motion affects the following property (Property):

☐ Vehicle (describe year, manufacturer, type and model):

Vehicle identification number:

Location of vehicle (if known):

"Bankruptcy Code" and "11 U.S.C." refer to the United States Bankruptcy Code, Title 11 of the United States Code.  
"FRBP" refers to the Federal Rules of Bankruptcy Procedure. "LBR" and "LBRs" refer to the Local Bankruptcy Rule(s) of this court.

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

☐ Equipment (*describe manufacturer, type, and characteristics*):

*Serial numbers(s):*

*Location (if known):*

☐ Other personal property (*describe type, identifying information, and location*):

☒ Real property:

*Street Address:* 9061 Evonvale Drive

*Unit Number:*

*City, State, Zip Code:* Corona, CA 92883-5906

Legal description or document recording number (*including county of recording*):

2005-0981783, Riverside County

☐ See attached page.

3. The Motion is granted on the grounds that:

- a. ☐ This case was filed in good faith.
- b. ☐ The Property is of consequential value or benefit to the estate.
- c. ☐ The presumption of bad faith under 11 U.S.C. § 362(c)(3)(C)(i) or (c)(4)(D)(i) has been overcome as to all creditors.
- d. ☐ The presumption of bad faith as to the Secured Creditor/Lessor under 11 U.S.C. § 362(c)(3)(C)(ii) or (c)(4)(D)(ii) has been overcome.

4. The stay of 11 U.S.C. § 362(a) is

- a. ☐ Imposed as to all creditors until further order of the court.
- b. ☐ Imposed as to the Secured Creditor/Lessor with respect to actions to collect the debt owed to the Secured Creditor/Lessor until further order of the court.
- c. ☐ Imposed as to the Secured Creditor/Lessor with respect to the Property until further order of the court.
- d. ☐ Continued as to all creditors until further order of the court.
- e. ☐ Continued in effect as to the Secured Creditor/Lessor with respect to actions to collect the debt owed to the Secured Creditor/Lessor until further order of the court.
- f. ☐ Continued in effect as to the Secured Creditor/Lessor with respect to the Property until further order of the court.

5. ☐ The stay is imposed or continued in effect subject to the terms and conditions set forth in the Adequate Protection Attachment to this order.

6. ☐ See attached continuation page for additional provisions.

7. ☒ The Motion is denied: ☐ without prejudice ☐ with prejudice ☒ on the following grounds:
- a. ☒ Based upon the findings of fact and conclusions of law made on the record at the hearing
  - b. ☐ Unexcused non-appearance by Movant
  - c. ☐ Lack of proper service
  - d. ☐ Lack of good cause shown
  - e. ☐ Other (*specify*):

###

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

3990 E. CONCOURS STREET SUITE 350, ONTARIO, CA 91764

A true and correct copy of the foregoing document entitled: **NOTICE OF LODGMENT OF ORDER IN BANKRUPTCY CASE** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On *(date)* March 2, 2023, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

U.S. Trustee (RS): ustpreion16.rs.ecf@usdoj.gov

Ch. 13 Trustee: Rod Danielson (TR) notice-efile@rodan13.com

Debtor's Attorney: Benjamin Heston bhestonecf@gmail.com, benheston@recap.email, NexusBankruptcy@jubileeek.net

☐ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:** On *(date)* March 2, 2023, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

JUDGE: Hon. Scott H. Yun, U.S. Bankruptcy Court, 3420 Twelfth Street, Suite 345, Riverside, CA 92501-3819

Debtor: Yvonne Giovanna Stewart, 412 Naylor Ave., Taft, CA 93268-4223

Interested Party: Bakersfield Homes, LLC, Attn: Managing or Servicing Agent, 1303 Calaveras Park Dr., Bakersfield, CA 93311-5114

Interested Party: Capital One, Attn: Managing or Servicing Agent, P.O. Box 31293, Salt Lake City, UT 84131-0293

Interested Party: Escrow Services, Inc., Attn: Managing or Servicing Agent, P.O. Box 1512, Mandeville, LA 70470-1512

Interested Party: Midland Credit Management, Attn: Managing or Servicing Agent, P.O. Box 939069, San Diego, CA 92193-9069

Interested Party: Shellpoint Mortgage, Attn: Managing or Servicing Agent, 75 Beattie Pl. Ste. 300, Greenville, SC 29601-2138

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** *(state method for each person or entity served)*: Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on *(date)* \_\_\_\_\_, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

3/02/2023  
Date

DARLENE C. VIGIL  
Printed Name

/s/ DARLENE C. VIGIL  
Signature

---

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.